



**City of  
Norfolk**

Inter Department Correspondence Sheet

TO: Members of City Council

FROM: Breck Daughtrey, City Clerk

COPIES TO: \_\_\_\_\_

SUBJECT: Minutes of City Council Meeting

November 13, 2015

Attached are the minutes of the City Council meeting held on Tuesday, November 10, 2015.

Breck

## **NORFOLK, VIRGINIA**

### **REGULAR SESSION OF COUNCIL**

**TUESDAY, NOVEMBER 10, 2015**

Acting President Angelia Williams Graves called the meeting to order at 5:10 p.m. with the following members present: Ms. Johnson, Mr. Protogyrou, Mr. Riddick, Mr. Smigiel, Dr. Whibley and Mr. Winn. Mr. Frain was absent.

She next called for the council to convene in closed session.

#### **A. CLOSED SESSION**

Motion for closed session was approved for purposes which are set out in **Clause (s) 3 and 7 of subsection (A) of Section 2.2-3711 of the Virginia Freedom of Information Act**, as amended:

- (3) Discussion regarding the disposition of publicly held real property in the Ballentine, Campostella, and Meadowbrook areas of the city.
- (7) Consultation with legal counsel and briefings by staff, consultants or attorneys pertaining to three legal, contractual matters.

Yes: Graves, Johnson, Protogyrou, Riddick, Smigiel, Whibley and Winn.

No: None.

#### **B. AGENDA OVERVIEW**

City Manager Jones:

Recognized the Chief of Police and Sarah Paige Fuller who were awarded the Norfolk Crisis Intervention Team (CIT) Program Award for a successful first year of the program that provides encouragement, direction, and specialized training to improve the city's response to individuals with mental health illnesses. Additionally, Lt. Wayne Handley was honored as the 2015 Lambert/Ratcliffe Trainer of the year.

Introduced the new Deputy Chief of Police Larry Boone, who oversees community outreach and public information which plays a large role in what's happening with the strategy at Old Dominion University.

Noted Colley Avenue's recognition with the people's choice designation of Great Places in America 2015. There will be a celebration on November 19th at 5 p.m.

### **C. SAFE, HEALTH AND INCLUSIVE COMMUNITIES**

The City Manager reported on this as follows:

- This update responds to council's requests for a strategy for the neighborhoods around Old Dominion University.
- After meeting with ODU, the following actions will and are being implemented:
  1. High intensity patrols and joint police patrols.
  2. Distribution of information to renters.
  3. Code enforcement step up with additions of another inspector working non-traditional hours and another staff person to work with landlords on maintaining rental properties.
  4. Improvements in physical environment with additional lighting
  5. Creation of a workgroup of the five intuitions of higher education to work on issues of mutual concern and interest.

Council discussion ensued regarding the two additional code enforcement officials with some members expressing interest in expanding the non-traditional hour's concept and in expanding the program to other areas.

Dr. Whibley expressed frustration with cars parking on front lawns and the court's unwillingness to enforce violation notices. She suggested door hangers setting out parking and trash can requirements. Mr. Protogyrou suggested the City Attorney meet with the General District Court Judges about creating a special docket, and making the violation a civil matter rather than a criminal offense.

### **D. COUNCIL INTERESTS**

#### **1. Councilman Protogyrou:**

- Asked that Council meet with the school board in preparation of their budget to discuss maintenance, capital costs, etcetera. He suggested they meet with as few administration people as possible in the room from both sides.

- Commented in regards to the cruise ships that people are wandering around downtown lost. He suggested they put up signs or paint the sidewalk in a manner that would direct people where they need to go, i.e. shopping, provide a gateway on Granby and Boush Streets directing people in and out of the arts district, food and etcetera. He also suggested they address concerns with the shuttle service not letting people disembark in a timely fashion while taking them from the parking lot to the cruise ships.
- Commented on the teens with a purpose program which is a tremendous organization that support teens artistically and would like to look at providing financial support as they look at the next budget cycle.
- Suggested they go to the General District Court Judges when they meet in their conference room to go over their docket for the next month and discuss code enforcement. Ask for a specialized code enforcement docket to be set at a special time to hear cases put on at that time that way police officers aren't sitting in court all day.

## 2. Councilman Smigiel:

- Asked for an update on the M-Star Hotel, stating that he would like to know when the building will be torn down.
- Expressed concern with the empty City of Norfolk table at the Crime Line Top Cop Awards where Lt. Wayne Handley was recognized as a top cop. He stated that he would like to see these tables filled when they are purchased for an event.

## **NORFOLK, VIRGINIA**

### **ACTION OF THE COUNCIL**

**TUESDAY, NOVEMBER 10, 2015 – 7:00 P.M.**

Prayer offered by Vice Mayor Angelia Williams Graves, followed by the Pledge of Allegiance.

The following members were present: Mrs. Graves, Mrs. Johnson, Mr. Protogyrou, Mr. Smigiel, Dr. Whibley and Mr. Winn.

Acting President Graves moved to excuse Mayor Fraim and Mr. Riddick from today's meeting.

#### **Motion adopted.**

Yes: Graves, Johnson, Protogyrou, Smigiel, Dr. Whibley and Winn.

No: None.

Acting President Graves moved to dispense with the reading of the minutes of the previous meeting.

#### **Motion adopted.**

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

### **CERTIFICATION OF CLOSED MEETING**

A Resolution entitled, "A Resolution certifying a closed meeting of the Council of the City of Norfolk in accordance with the provisions of the Virginia Freedom of Information Act," was introduced in writing and read by its title.

**ACTION:** The Resolution as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

## **CEREMONIAL MATTER**

Acting President Graves read a Proclamation proclaiming the month of **November** as **Adoption Awareness Month in the City of Norfolk** - Steve Hawks, Director of Human Services, Hilary Malloy and her adopted daughter Ann accepted the Proclamation.

## **PUBLIC HEARING**

PH-1                      **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on an Ordinance approving an Agreement for the lease of city-owned **Scope Arena**, to **KG (US) Oilers Corporation** for playing hockey in the ECHL Hockey League.

Thereupon, An Ordinance entitled, "An Ordinance approving an Agreement for the lease of city-owned **Scope Arena**, to **KG (US) Oilers Corporation** for playing hockey in the ECHL Hockey League," was introduced in writing and read by its title.

**ACTION:**    The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes:   Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No:   None.

## **REGULAR AGENDA**

R-1                      Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment known as 'Golden China' on property located at **9643 1<sup>st</sup> View Street, Suites 9647 and 9649**," was introduced in writing and read by its title.

**ACTION:**    The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes:   Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No:   None.

R-2

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an entertainment establishment named as 'Taste of China' on property located at **5957 East Virginia Beach Boulevard, Suites 17 and 18,**" was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-3

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment known as 'Benny's' on property located at **131 Granby Street, Suite B,**" was introduced in writing and read by its title.

Rick Henn, 1400 Granby Street, was presented to answer questions.

**ACTION:** The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-4

Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the operation of an eating and drinking establishment named 'The Greenhouse Kitchen' on property located **345 Granby Street, Suite C,**" was introduced in writing and read by its title.

Dina Taylor, 345 Granby Street, was present to answer questions.

**ACTION:** The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-5 Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** to permit the operation of a Commercial Recreation Center known as 'Zai's Playworld' on property located at **5038 East Princess Anne Road, Suite C,**" was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-6 Letter from the City Manager and the following two Ordinances:

An Ordinance entitled, "An Ordinance granting a **Special Exception** to permit a convenience store, 24-hours (with fuel sales) known as 'Wawa' on property located at **1146 North Military Highway,**" was introduced in writing and read by its title.

Randy Royal, 4500 Main Street, Suite 500, Virginia Beach, was present to answer question.

**ACTION:** The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-6A An Ordinance entitled, "An Ordinance granting a **Special Exception** authorizing the sale of alcoholic beverages for off-premises consumption at an establishment known as 'Wawa' on property located at **1146 North Military Highway,**" was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.



R-7

Letter from the City Manager and an Ordinance entitled, "An Ordinance permitting **Glass Wheel Studio** to encroach into the right-of-way at **128 W. Olney Road** with six (6) ESOSPEC FLOODLIGHTS and one (1) SAIMESE WATER CONNECTION," was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

R-8

Letter from the City Manager and an Ordinance entitled, "An Ordinance permitting **450 Boush, LLC** to encroach into the right-of-way at **Greens Court, Boush Street and Charlotte Street** with building façade, Juliet balconies, foundation, canopies and roof overhangs," was introduced in writing and read by its title.

**ACTION:** The Ordinance as introduced was **adopted**, effective November 10, 2015.

Yes: Graves, Johnson, Protogyrou, Smigiel, Whibley and Winn.

No: None.

### **NEW BUSINESS**

The following people spoke in favor of retirees receiving a cost of living adjustment and asked that the council please consider that in the next fiscal year budget discussions:

1. Tom Luckman, 3192 Gallahad Drive, Virginia Beach
2. Victoria Love, 4419 Deacon Lane, Virginia Beach
3. Chuck Brewer, 222 Beck Avenue
4. Tom Grissom, 330 W. Brambleton Avenue
5. Jane Bethel, 1142 Little Bay Avenue
6. Mike McKenna, 3124 Douglas Road, Chesapeake

Danny Lee Ginn, 3844 Dare Circle, commented on good government.